

RECEIVED

MAR 06 2018

BY MAIL

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
Eastern DIVISIONBrent J. Johns  
#169306Jury trial  
Demanded(Enter above the full name of the  
Plaintiff in this action. Include prison  
registration number.)

v.

the City of Florissant, Mo.Case No. 4:17-cv-1516-AGF  
(To be assigned by Clerk)Mayor Tom P. Schneider(alderman  
aldermans Tim Lee, Tim Jones,  
Joseph Eagan, Jeff Cuperion, Keith  
Childrich, Gerald Herke, Jackie  
Pagano, Robert Parson Jr., Tommy  
SlamIn what capacity are you suing the  
defendants?

- ☐
- Official
- 
- ☐
- Individual
- 
- ☒
- Both

(Enter above the full name of ALL Defend-  
ant(s) in this action. Fed. R. Civ. P. 10(a)  
requires that the caption of the complaint  
include the names of **all** the parties. Merely  
listing one party and "et al." is insufficient.  
Please attach additional sheets if necessary.)PRISONER CIVIL RIGHTS COMPLAINT UNDER 42 U.S.C. § 1983

## I. PLACE OF PRESENT CONFINEMENT:

100 S. Central, Clayton Mo, 63105

## II. PREVIOUS CIVIL ACTIONS:

- A. Have you brought any other civil actions in state or federal court dealing with the
- 
- same facts involved in this action or otherwise relating to your confinement?

YES [ ]

NO [X]

additional  
Defendants

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
eastern DIVISION

Brent Johns

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(Enter above the full name of the Plaintiff in this action. Include prison registration number.)

MAR 06 2018

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Foussant

v.  
Police Chief Tim Larry

Lt. Dennis Behart

Sgt. Anthony Mocco, Officer

Brian Parnis, Off. Steven  
Beckman, Off. Joshua Smith

and Off. Stephen Williams  
unknowned Robert Jailer

(Enter above the full name of ALL Defendant(s) in this action. Fed. R. Civ. P. 10(a) requires that the caption of the complaint include the names of all the parties. Merely listing one party and "et al." is insufficient. Please attach additional sheets if necessary.)

Case No. 4:17-cv-1516-AGF  
(To be assigned by Clerk)

In what capacity are you suing the defendants?

- ☐ Official  
☐ Individual  
☒ Both

PRISONER CIVIL RIGHTS COMPLAINT UNDER 42 U.S.C. § 1983

I. PLACE OF PRESENT CONFINEMENT:

100 S. Central Clayton MO, 63105

II. PREVIOUS CIVIL ACTIONS:

- A. Have you brought any other civil actions in state or federal court dealing with the same facts involved in this action or otherwise relating to your confinement?

YES [ ]

NO [X]

- B. If your answer to "A" is YES, describe the action(s) in the space below. If there is more than one action, you must describe the additional action(s) on a separate piece of paper, using the same format as below.

1. Parties to previous civil action:

Plaintiff:

Defendant(s):

2. Court where filed:

3. Docket or case number:

4. Name of Judge:

5. Basic claim made:

6. Present disposition (Is the case still pending? Is it closed? If closed, was it appealed?):

### III. GRIEVANCE PROCEDURES:

- A. Is there a prisoner grievance procedure at the institution in which you are incarcerated?

YES



NO



- B. Have you presented this grievance system the facts which are at issue in this complaint?

YES



NO



C. If your answer to "B" is YES, what steps did you take: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

D. If your answer to "B" is NO, explain why you have not used the grievance system:

does not apply/Not available  
\_\_\_\_\_  
\_\_\_\_\_

IV. PARTIES TO THIS ACTION:

A. Plaintiff

1. Name of Plaintiff: Brent Johns

2. Plaintiff's address: \_\_\_\_\_

3. Registration number: 169306

B. Defendant(s)

1. Name of Defendant: City of Florissant et al

2. Defendant's address: \_\_\_\_\_

3. Defendant's employer and job title: City of Florissant

Missouri

4. Additional Defendant(s) and address(es): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

V. COUNSEL

A. Do you have an attorney to represent you in this action?

YES [ ]

NO ☒

B. If your answer to "A" is NO, have you made an effort to contact an attorney to represent you in this matter?

YES ☒

NO [ ]

C. If your answer to "B" is YES, state the name(s) and address(es) of the attorneys you contacted and the results of those efforts:

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D. If your answer to "B" is NO, explain why you have not made such efforts:

*Indigent*

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E. Have you previously been represented by counsel in a civil action in this Court?

YES [ ]

NO ☒

F. If your answer to "E" is YES, state the attorney's name and address:

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VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

① The City of Florissant Missouri and its  
Elected Officials (Mayor Tom P. Schneider)  
and the Florissant Aldermen and Alderwomen  
(Tim Lee, Timothy Jones, Joseph Eagan,  
Jeff Caputa, Keith Schildroth, Gerard Henke,  
Jackie Pagano, Robert Parson Jr., Tommy Siam.)  
all of whom are directly responsible  
for governing the laws, statutes, ordinances of the  
City of Florissant  
failed to act, failed to intervene  
to set forth or change policies, customs  
+ procedures that resulted in serious  
physical injuries to my person and serious  
harm to my mental health on March 1,  
2017, in the City of Florissant Missouri.

② The City of Florissant Missouri and its  
Elected Officials (Mayor Tom P. Schneider,  
and Florissant Aldermen and Alderwomen  
Tim Lee, Timothy Jones, Joseph Eagan, Jeff Caputa,  
Keith Schildroth, Gerard Henke, Jackie Pagano,



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Robert Parson JR., Tommy Siam.) <sup>hereinafter referred to as</sup> Also <sup>City Council</sup>  
 failed to Properly Screen the Hiring  
 of the City of Florissant Police Chief  
 Tim Lowery, Florissant Police Lieutenant Dennis  
 Dehart, Florissant Police Sergeant Anthony  
 Mocco, Police Officer Brian Panus, Police  
 Officer Steven Beckman, Police Officer  
 Joshua Smith, Police Officer Stephen  
 Williams, Police Dispatcher (Unknown  
 name), Police Headquarters intake  
 Jailer (Unknown Name), which resulted  
 in Serious Physical injury to my  
 person and Serious Harm to my Mental  
 health and the denial of adequate  
 Medical needs on the evening of  
 March 1, 2017 in the City of Florissant  
 Missouri during and after my  
 detainment when I was assaulted.

③ Florissant Police Chief Tim Lowery failed

VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

to Supervise and failed to train  
and failed to intervene with  
Florissant Police Officer Joshua Smith  
on the even of March 1, 2017 in  
the City of Florissant which resulted  
in Serious Physical injury when Officer  
Joshua Smith used excessive/deadly  
force when he rammed my vehicle  
with his Patrol Car while my hands  
were up in clear view out the window  
surrendering to approaching officers.  
Causing me to hit my head causing  
a Concussion and temporarily losing  
my Vision. Violating my 4<sup>th</sup> 5<sup>th</sup> 6<sup>th</sup> 8<sup>th</sup> and 14<sup>th</sup> amendment  
rights

4.) Moments later Florissant Police Officer  
Steven Beekman used excessive and deadly  
force by tasing me in my vehicle while  
my arms were still in clear view  
and held out the Car Window, causing



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

me to have severe chest pains and  
nerve damage in my left arm and  
shoulder. These actions violate my 4th  
5th, 6th, 8th, and 14th ammendment rights.

⑤. Florissant Police chief Tim Lowery failed supervise  
and failed to train Officer Brian Pannus, Officer  
Steven Beekman, and Officer Joshua  
Smith that resulted in the excessive  
force that caused serious physical  
injuries and mental health symptoms  
on March 1, 2017 at 225 Moule drive  
at 7:01pm in Florissant Missouri.

⑥. Florissant Police Sgt. Anthony Mucca  
failed to supervise, and failed to  
train Officers Brian Pannus, Steven  
Beekman, and Joshua Smith that  
also resulted in serious physical  
injury from excessive force that  
was applied at 225 Moule drive in

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary): on March 1 2017

Florissant Missouri When I was struck by Officer Joshua Smiths Patrol Car and tased by Officer Steven Beekman both while my hands were up and out the window Surrendering. these actions Violate my 4th, 5th, 6th, 8th and 14th ammendment rights.

- ⑦ Florissant Police Officer Brian Panus failed to intervene on March 1, 2017 when I was assaulted by Joshua Smith and Steven beekman which resulted in Serious Physical injury and Serious Mental Health Injury these actions Violate the 4th, 5th, 6th, 8th and 14th ammendments Civil rights

- ⑧ at approximately 7:14pm in the area of Marco's Pizya located in Florissant Missouri Florissant Police Sgt. Anthony Mocco, and Florissant Police Officers

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Brian Panus, Joshua Smith, Steven Beekman and Stephen Williams approached me while I was lying face down on the ground not resisting in any way. Sgt. Mocco, Officer Panus, Beekman Smith and Williams started stomping on the Back of my Body, Spine, Head with Boots then assaulted me with fists and Collapsible Batons (Deadly Weapons) Causing Me Serious Physical injury and Serious harm and injury to my Mental health. these actions also show Malicious Solicistic intent.

- ⑨ Florissant Police Chief Tim Lowrey, Police Lieutenant Dennis Dehart and Florissant Police Sergeant Anthony Mocco failed to intervene, Failed to Supervise and Failed to train Florissant Police Officers Brian Panus, Joshua Smith



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Steven Beckman and Stephen Williams that resulted in Serious Physical injury and Serious Harm to my Mental Health when Sgt. Anthony Mocca, Police Officers Brian Patus, Steven Beckman, Joshua Smith, and Stephen Williams assaulted me with deadly weapons (Fist, Boots, Collapsible batons) while I was on the ground, face down handcuffed not resisting in any manner on March 1, 2017 at Marco's Pizzeria in Florissant Missouri at approximately 7:14pm showing gross negligence.

- III. Florissant Police Sgt. Anthony Mocca failed to train, failed to supervise and failed to intervene with Florissant Police Officers Brian Patus

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Steven Beekman, Joshua Smith, +  
Stephen Williams which Resulted  
in Serious Physical injury and  
Serious harm to my Mental health  
when on March 1, 2017 at 7:14 pm  
at Marco's Pizzeria in Florissant  
Missouri Officer Panus, Beekman  
Smith and Williams Assaulted  
me with fists, Boots, and Collapsible  
Baton while I was handcuffed  
lying face down on the ground  
not resisting in any manner.

- (12) Florissant Police Officers Brian  
Panus failed to intervene to  
prevent Officers Steven Beekman,  
Officer Joshua Smith, and Officer  
Stephen Williams from Assaulting  
me with excessive and deadly  
force with deadly Weapons (fists)



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Boots and Collapsible Batons)  
which resulted in Serious Physical injury to my person and Serious harm and injury to my Mental health on March 1, 2017 at 7:14pm at Mancos Pizzeria. after I was on the ground, handcuffed and lying face down not resisting and unable to defend myself. this failure to intervene Violates my 4th, 5th, 6th, 8th and 14th amendment rights.

- ⑬ Florissant Police Officer Steven Beckman failed to intervene with Officer Brian Pannus, Officer Joshua Smith and Officer Stephen Williams to prevent Officer Brian Pannus, Joshua Smith and Stephen Williams from assaulting me with fists, Boots, Collapsible batons

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

after i was handcuffed lying face down on the ground not resisting and unable to defend or protect myself in any way which resulted in Serious Physical injury to my person as well as Serious harm to my Mental Health. these actions show Malicious and Sadistic intent gross Negligence and deliberate indifference and Violate my 4th, 5th, 6th, 8th, and 14th ammendment rights.

- (14) Officer Joshua Smith failed to Intervene with Officers Brian Panus, Steven Beckman, and Stephen Williams to prevent Officers Brian Panus, Steven Beckman, and Stephen Williams from assaulting me with fists, Boots, and Collapsible

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Batons while I was in handcuffs  
lying face down on the ground  
not resisting and unable to protect  
or defend myself in anyway. these  
actions show gross negligence Sadistic  
and Malicious intent on March 1, 2017  
at Marco's Pizza in Florissant Mo.  
and Violate my 1<sup>st</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>,  
and 14<sup>th</sup> amendment rights

- ⑤ Florissant Police Officer Stephen  
Williams failed to intervene  
with Officers Brian Pannus, Steven  
Beckman, Joshua Smith and  
Sgt. Anthony Moccia to prevent Officers  
Brian Pannus, Joshua Smith, Steve Beckman  
from assaulting me with fists  
Boots and Collapsible Batons  
which resulted in Serious Physical  
injury to my person and Serious

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

harm to my Mental Health  
 while I was in handcuffs lying  
 face down on the ground not  
 resisting in any manner and unable  
 to protect myself in anyway  
 these actions shows gross negligence  
 Malicious and Sadistic intent and deliberate  
 indifference and violate my 4th, 5th, 6th, 8th and  
 14th ammendment rights

- ①6 Florissant City Council along with  
 Mayor Tom P. Schneider failed  
 to adequately screen new hiring  
 of Florissant Police Sergeant Anthony  
 Mocco as well as Police Officers  
 Brian Panus, Stephen Beckner, Joshua  
 Smith and Stephen Williams which  
 resulted in Serious Physical Injury  
 and Serious harm to my Mental  
 health when Sgt Mocco, and officers



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Panus, Beckman Smith and Williams  
assaulted me with fists, Boots,  
and Collapsible Batons at Marcos  
Piza in Florissant Missouri at 7:14pm while  
I was in handcuffs lying face down  
on the ground not resisting and  
unable to resist in anyway these  
actions show gross negligence and  
Violate my 4th, 5th, 6th, 8th, and 14th  
amendment rights

- ⑦ Florissant Police Officer Stephen Williams  
Denied me adequate medical Care  
by threatening my life if I accepted  
medical Care on the night of March  
1, 2017 after I was assaulted by  
Sgt. Mocca, and Officers Panus, Beckman  
and Williams. these actions show  
Malicious Sadistic intent and deliberate  
indifference causing further injury both



- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

- Physical and Mental by leaving injuries  
 (18) untreated by Medical Staff and Violating  
 my 1st, 4th, 5th, 6th, 8th and 14th Amendment  
 rights on March 1, 2017 in his Patrol Car  
 (18) Flourissant Police Officers Brian Panus  
 and Steven Beekman also Denied  
 me Medical Care on the night of  
 March 1, 2017 on the way to Christian  
 Northwest Hospital and again in  
 the Hospital emergency Room by  
 threatening to beat me further  
 if I accepted Medical treatment  
 for injuries that I received from  
 Sgt. Mocco, Officer Panus, Beekman  
 and Williams earlier that same  
 Night March 1, 2017  
 (19) The City of Flourissant Government  
 and Policy Making Officials (Tom  
 P. Schneider along with the Entire

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

Florissant City Council failed to intervene to change laws, statutes, ordinances, policies, and customs which resulted in further harm to me through the Denial of my Medical Care due to the threats of Officers Brian Pannos and Steven Beckman and Stephen Williams on the night of March 1, 2017 at Christian Northwest Hospital in Florissant Missouri.

20. each Defendant named in this action was acting under Color of law at all relevant times.

21. I am suing each defendant individually and Officially

- VI. Statement of claim (State as briefly as possible the facts of your case. Describe how each defendant is involved. You must state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved, dates, and places. Be as specific as possible. State your claims in numbered paragraphs. You may use additional paper if necessary):

I wish to sue for state law  
1st degree Assault as well

VII. RELIEF

State briefly and exactly what you want the Court to do for you. Do not make legal arguments. (Note: If you are a **state** prisoner and you seek from this Court relief that affects the length or duration of your imprisonment, your case **must** be filed on a § 2254 form.)

I am requesting this Court award  
Compensatory damages of \$100,000 jointly and <sup>separately</sup>  
against each named defendant for physical and  
emotional injuries received, a letter  
of apology from the City of Florissant

VIII. MONEY DAMAGES:

A) Do you claim either actual or punitive monetary damages for the acts alleged in this complaint?

YES ☒ NO ☐

B) If your answer to "A" is YES, state below the amount claimed and the reason or reasons you believe you are entitled to recover such money damages:

\$500,000 for punitive from each named  
defendant for physical and emotional  
injuries received

IX. Do you claim that the wrongs alleged in the complaint are continuing to occur at the present time?

YES ☒ NO ☐

Brent J. Jones  
Signature of attorney or pro se Plaintiff

March 1, 2018  
Date

Brent Johns #169306  
100 S. Central ave  
Changton Mo 63145

U3165  
" Clerk of Court "

United States District  
Eastern District of Missouri  
111 South 10th Street Suite  
St. Louis MO 63102

